





COMBINED DECLARATION AND POWER OF ATTORNEY (FOR PATENT APPLICATION)

As a below named inventor, I hereby declare that: My residence, post office address and citizenship are as stated below, next to my name.

| | am an original, first and joint invention the invention entitled: | entor of the subject matter | that is claimed, and for which a |
|------------------------------|--|-------------------------------------|-------------------------------------|
| "Detection o | f First Generation Environmenta | ally Sourced Microbes in Sample" | an Environmentally-Derived |
| (check one) | [] is attached hereto. [X] was filed on October 24, Application Serial No.: 10/036,2 And was amended on, if a | 289 | |
| - | that I have reviewed and under claims, as amended by any amendment | | e above-identified specification, |
| | ow and do not believe that the in any country before my or our | - | · - |
| | and do not believe that the invention one year prior to this application | | r on sale in the United States of |
| ~ | the duty to disclose information, th Title 37 CFR § 1.56(a). | which is material to the p | atentability of this application in |
| inventor's cer | n foreign priority benefits under 35 tificate listed below and have als ificate having a filing date before the | o identified below any f | foreign application for patent or |
| Prior Foreign Application(s) | | Date Filed | Priority Claimed |
| Number | Country | | [] [] Yes No |
| Number | Country | | [] [] Yes No |
| | | | |

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I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number

Filing Date

1.

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| | Application Number | Filing Date | Status - patented, pending, abandoned |
|----|--------------------|--------------|---------------------------------------|
| 1. | 09/114,464 | 13 July 1998 | Patented |
| 2. | 08/465,010 | 5 June 1995 | Patented |
| 3. | 08/323,064 | 14Oct1994 | Patented |
| 4. | 08/149,706 | 9 Nov 1993 | Abandoned |
| 5. | 07/824,893 | 22 Jan 1992 | Abandoned |
| 6. | 07/752,996 | 3 Sept. 1991 | Abandoned |
| 7. | 07/349,653 | 10 May 1989 | Abandoned |
| 8. | 06/880,305 | 30 June 1986 | Patented |

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POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

| APPOINTED PRACTITIONER(S) | REGISTRATION NUMBER(S) |
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

First Named Inventor:

| Stohn | C. Edlery | Date: | 10 July 2003 |
|-------|-----------|-------------|--------------|
| | | | |

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